

UNITED STATES DISTRICT COURT

for the

JUDICIAL DISTRICT OF PUERTO RICO

United States of America)

v.)

JOSE DELESTRE-REYES)Case No: 99 CR 00322-02 (PG)USM No: 19199-069Date of Previous Judgment: February 13, 2003)AFPD-Melanie CARRILLO

(Use Date of Last Amended Judgment if Applicable))

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 121 months **is reduced to** 100 months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)Previous Offense Level: 29Amended Offense Level: 27Criminal History Category: IVCriminal History Category: IVPrevious Guideline Range: 121 to 151 monthsAmended Guideline Range: 100 to 125 months**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):**III. ADDITIONAL COMMENTS**

Parties submitted a Stipulation regarding reduction of sentence under 18 USC, § 3582(c)(2).

Except as provided above, all provisions of the judgment dated _____ shall remain in effect.

IT IS SO ORDERED.Order Date: June 10, 2008s/Juan M. Pérez-Giménez

Judge's signature

Effective Date: _____
(if different from order date)

JUAN M. PEREZ-GIMENEZ, U. S. DISTRICT JUDGE

Printed name and title